

Senate Study Bill 1153 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL BY
CHAIRPERSON WILHELM)

A BILL FOR

1 An Act relating to agreements to access electronic documents or
2 records maintained by the governing board of a county land
3 record information system.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.603, subsection 5, Code 2013, is
2 amended to read as follows:

3 5. *a.* (1) The governing board of the county land record
4 information system ~~shall not~~ may enter into an agreement to
5 provide access to electronic documents or records on a batch
6 basis and may collect reasonable fees for providing such
7 access.

8 (2) The county recorder may collect reasonable fees for
9 providing access to electronic documents and records pursuant
10 to an agreement.

11 (3) The fees collected pursuant to this paragraph "a"
12 shall not exceed the actual cost of providing access to the
13 electronic documents and records. "Actual cost" means only
14 those expenses directly attributable to providing access to
15 electronic documents and records. "Actual cost" shall not
16 include costs such as employment benefits, depreciation,
17 maintenance, electricity, or insurance associated with the
18 administration of the office of the county recorder or the
19 county land record information system.

20 *b.* Electronic documents and records made available under
21 this subsection by accessing an internet site operated
22 by a political subdivision of this state or by political
23 subdivisions of this state under an agreement entered
24 into pursuant to chapter 28E shall not include personally
25 identifiable information and shall be subjected to a redaction
26 process prior to the transfer of the electronic documents
27 or records to another person pursuant to an agreement under
28 paragraph "a". Electronic documents and records made available
29 under this subsection through other means are not required to
30 be subjected to a redaction process prior to transfer of the
31 electronic documents or records by the recorder or the board
32 to another person or business pursuant to an agreement under
33 paragraph "a".

34 EXPLANATION

35 This bill relates to agreements to access electronic

1 documents or records maintained by the governing board of the
2 county land record information system and the county recorder.

3 The bill provides that the board of the county land record
4 information system may enter into an agreement to provide
5 access to electronic documents or records on a batch basis
6 for a reasonable fee. Current law prohibits the board of the
7 county land record information system from entering into such
8 agreements.

9 The bill provides that electronic documents and records made
10 available by accessing internet sites operated by political
11 subdivisions shall not include personally identifiable
12 information and shall be subjected to a redaction process prior
13 to transfer. The bill provides that electronic documents and
14 records made available through other means are not required
15 to be subjected to a redaction process prior to transfer.
16 Current law provides that all electronic documents and records
17 transferred under an agreement entered into with the recorder
18 shall be subjected to a redaction process prior to transfer.